

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

WALTER PHILLIPS, On Behalf of Himself and)
All Others Similarly Situated,)
)
)
Plaintiff,)
)
)
v.) C.A. No. 05-604-KAJ
)
)
MOLSON COORS BREWING COMPANY,)
PETER H. COORS, W. LEO KIELY III,)
CHARLES M. HERRINGTON, FRANKLIN W.)
HOBBS, RANDALL OLIPHANT, PAMELA)
PATSLY, WAYNE SANDERS, ALBERT C.)
YATES, and JOHN DOES 1-30,)
)
)
Defendants.)
)

STIPULATION AND ORDER

WHEREAS, counsel for Plaintiffs and Defendants are working together to narrow the issues presented in the Amended Complaint and believe it would be mutually beneficial to postpone the filing of the Amended Complaint for a period of six weeks to achieve same.

NOW, THEREFORE, IT IS HEREBY STIPULATED and agreed by the parties hereto, by and through their undersigned counsel and subject to the approval of the Court, that the Stipulation and Order entered by the Court on December 16, 2005 is hereby amended as follows:

1. Plaintiffs will file an Amended Complaint on March 2, 2006;
2. Defendants will answer, move or otherwise respond to Plaintiffs' Amended Complaint on or before May 1, 2006;

3. If Defendants file a motion to dismiss, the briefing schedule on that motion shall be as follows:
 - a. Defendants' opening brief in support of the motion shall be filed on or before May 1, 2006;
 - b. Plaintiffs' answering brief in opposition to the motion shall be filed on or before July 3, 2006;
 - c. Defendants' reply brief in support of the motion to dismiss shall be filed on or before July 31, 2006.
4. If Defendants file a motion to dismiss, discovery will be stayed during the pendency of that motion.

SIGNATURES OF COUNSEL ON FOLLOWING PAGE

Of Counsel:

Thomas J. McKenna
Gainey & McKenna
485 Fifth Avenue, 3rd Floor
New York, New York 10017
(212) 983-1300

Kenneth Vianale
Vianale & Vianale LLP
2499 Glades Road, Suite 112
Boca Raton, Florida 33431
(561) 392-4750

/s/ Robert R. Davis

Pamela S. Tikellis (#2172)
pamelatikellis@chimicles.com
Robert J. Kriner (#2546)
robertkriner@chimicles.com
A. Zachary Naylor (#4439)
zacharynaylor@chimicles.com
Robert R. Davis (#4536)
robertdavis@chimicles.com
Chimicles & Tikellis LLP
One Rodney Square, P.O. Box 1035
Wilmington, Delaware 19899-1035
(302) 656-2500
Attorneys for Plaintiffs

Dated: January 17, 2006

Of Counsel:

Brian T. Ortelere
Tamsin J. Newman
Morgan Lewis & Bockius LLP
1701 Market Street
Philadelphia, Pennsylvania 19103-2921
(215) 963-5150/5201
(215) 963-5001 (fax)

Donald L. Havermann
Morgan Lewis & Bockius LLP
1111 Pennsylvania Avenue, NW
Washington, DC 20004
(202) 739-5072
(202) 739-3001 (fax)
Attorneys for Defendants Peter H. Coors, W.
Leo Keily III, Charles M. Herrington, Franklin
W. Hobbs, Randall Oliphant, Pamela Patsley,
Wayne Sanders and Albert C. Yates

/s/ John D. Hendershot

Charles F. Richards, Jr. (#701)
richards@rlf.com
Jeffrey L. Moyer (#3309)
moyer@rlf.com
John D. Hendershot (#4178)
hendershot@rlf.com
Elizabeth C. Tucker (#4468)
tucker@rlf.com
Richards, Layton & Finger, P.A.
One Rodney Square, P.O. Box 551
Wilmington, Delaware 19899-0551
(302) 651-7700
Attorneys for Defendants Molson Coors
Brewing Company, Peter H. Coors, W. Leo
Keily III, Charles M. Herrington, Franklin
W. Hobbs, Randall Oliphant, Pamela
Patsley, Wayne Sanders, and Albert C.
Yates

Dated: January 17, 2006

SO ORDERED this ____ day of January, 2006

The Honorable Kent A. Jordan
United States District Judge